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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 JULIE FRENCH,

10 Plaintiff,

11 v.

12 PROVIDENCE EVERETT MEDICAL
CENTER, *et al.*,

13 Defendants.
14

No. C07-0217RSL

ORDER GRANTING MOTION TO
MODIFY TRIAL SUBPOENA


15 This matter comes before the Court on the “Motion to Quash or Modify Trial
16 Subpoena Issued to Jennifer Wynne Carl, M.D.” Dkt. # 169. Having reviewed the memoranda,
17 declarations, and exhibits submitted by the parties and having heard from counsel during a
18 teleconference on March 27, 2009, the Court finds as follows:

19 Dr. Carl will not be required to travel from Port Townsend to Seattle to testify at
20 trial. Her anticipated testimony is not extensive and does not justify the significant travel time
21 involved or the inconvenience to her patients. Counsel have been instructed to confer and
22 cooperate in scheduling a perpetuation deposition for Dr. Carl, to be conducted before trial
23 begins. The deposition may be videotaped. If the parties are unable to schedule the deposition
24 at a mutually agreeable time, Dr. Carl’s testimony will be taken at trial via telephone.
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ORDER GRANTING MOTION TO MODIFY
TRIAL SUBPOENA

1 For all of the foregoing reasons, Dr. Carl's request that the trial subpoena be
2 modified is GRANTED.

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4 Dated this 27th day of March, 2009.

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6 Robert S. Lasnik
7 United States District Judge
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